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June 22, 2005

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JUN 2 2 2005

Federal Communications Commission Office of Secretary

VIA HAND DELIVERY

Marlene H. Dortch, Esq. Secretary Federal Communications Commission 445 12th St., S.W. Washington, D.C. 20554

Re:

WARV-FM, Petersburg, VA

Facility Identification Number 21826 MainQuad Communications, Inc.

Construction Permit Application for Minor Modification

FCC File Number BPH-20050428ABL

Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Port Norris, New Jersey) MB Docket No. 04-409, RM-11108, RM-11234

Reply to MainQuad Opposition to Informal Objection to Construction Permit Application

Dear Ms. Dortch:

On behalf of Cox Radio, Inc. and its wholly-owned subsidiary CXR Holdings, L.L.C. (collectively, "Cox") and pursuant to 47 C.F.R. § 73.3587, we hereby submit this Reply to the Opposition to Informal Objection (the "Opposition") filed by MainQuad Communications, Inc. regarding the above-referenced construction permit application to modify the transmitter coordinates of MainQuad's radio station WARV-FM, Petersburg, Virginia.

In Cox's Informal Objection and its Reply Comments in the Port Norris proceeding (MB Docket No. 04-409), Cox requested that processing of the WARV-FM application be held in abeyance until after the FCC has made its decision regarding Cox's Counterproposal, which was filed in the Port Norris proceeding almost four months earlier. Cox need not repeat its arguments here on reply but reiterates that MainQuad should follow the FCC's cut-off protection procedures rather than leapfrogging in front of Cox's Counterproposal. MainQuad contends that the FCC staff's inadvertent omission of the reference coordinates of Cox's Counterproposal from its database constitutes an FCC Report and Order on the merits of Cox's Counterproposal and its

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reference coordinates. This database omission was clearly an FCC staff oversight and could hardly constitute an FCC decision in a rulemaking proceeding that remains pending and for which, at the time of the database omission, the comment deadline on Cox's Counterproposal had not even passed.

Cox also corrects the record with respect to the following inaccurate statement by MainQuad in footnote 1 of its Opposition: "After the purchase of WARV-FM by Honolulu, Cox entered into an agreement with Honolulu whereby Cox for all intents and purposes operated WARV-FM." Cox did not enter into an agreement with Honolulu whereby it operated WARV-FM. Rather, Cox was a party to a joint sales agreement with Honolulu for the sale of advertising time for WARV-FM, not for operation of the station.

Finally, MainQuad inexplicably argues that Cox no longer is expressing a continued interest in its Counterproposal, despite Cox's continued pleadings prosecuting its Counterproposal. Cox continues to have an interest in its Counterproposal and, as noted above, it is simply insisting that MainQuad wait its turn until the FCC has the opportunity to rule on the merits of the Port Norris rulemaking. Cox hopes that MainQuad is able to correct its coordinate correction problem, but by following the FCC's procedural rules, not at Cox's expense.

For the foregoing reasons and as stated in its Informal Objection and Reply Comments, Cox requests that the FCC hold the WARV-FM construction permit application in abeyance pending the outcome of the Port Norris rulemaking.

Please contact me if you have any questions.

Sincerely,

Kevin F. Reed

cc: Attached Certificate of Service Recipients

CERTIFICATE OF SERVICE

I, Constance A. Randolph, a secretary at Dow, Lohnes & Albertson, PLLC, hereby certify that a true and correct copy of the foregoing "Reply to MainQuad Opposition to Informal Objection to Construction Permit Application" was sent on this 22nd day of June, 2005, via first-class United States mail, postage pre-paid, to the following:

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Washington, D.C. 20554

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